

DOCKET FILE COPY ORIGINAL 11C 03-262  
**NOWALSKY, BRONSTON & GOTHARD**

A Professional Limited Liability Company

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**BY OVERNIGHT DELIVERY**

December 3, 2003

FCC/MELLON

DEC 04 2003

Federal Communications Commission  
Common Carrier Bureau  
445 12<sup>th</sup> Street S.W.  
Washington, D. C. 20554

**RECEIVED**

DEC 11 2003

Policy Division  
International Bureau

FCC c/o Mellon Bank  
3 Mellon Centre  
525 William Penn Way, 27<sup>th</sup> Floor  
Room 152-2713  
Pittsburg, Pennsylvania 15259-0001  
ATTN: Wholesale Lockbox Shift Supervisor

RE: Application for consent to the transfer of control of a business which has Blanket Domestic Interstate 214 Authority Transfer of Reduced Rate Long Distance, LLC

Dear Sir or Madam:

Enclosed please find the following documents submitted on behalf of Reduced Rate Long Distance, LLC ("RRLD"):

1. The original and four (4) copies of an Application for consent to the transfer of control of a business which has blanket domestic interstate 214 authority.
2. The original and four (4) copies of FCC Form 159.
3. Our check in the amount of \$860.00 representing the filing fee for this Application.

Should you have any questions or require additional information, please do not hesitate to contact me.

I would appreciate if you would return a copy of this letter, date-stamped, in the envelope provided.

Sincerely,

  
EllenAnn G. Sands

Enclosures

cc. David Butler  
Robert Sorrentino

READ INSTRUCTIONS CAREFULLY BEFORE PROCEEDING  (1) LOCKBOX #	FEDERAL COMMUNICATIONS COMMISSION <b>REMITTANCE ADVICE</b>	Approved by OMB 3060-0589 Page No <u>1</u> of <u>1</u>
		SPECIAL USE FCC USE ONLY
<b>SECTION A - PAYER INFORMATION</b>		
(2) PAYER NAME (if paying by credit card enter name exactly as it appears on your card) <b>NOWALSKY, BRONSTON &amp; GOTHARD, A.P.L.L.C.</b>		(3) TOTAL AMOUNT PAID (U.S. Dollars and cents) <b>\$860.00</b>
(4) STREET ADDRESS LINE NO. 1 <b>3500 NORTH CAUSEWAY BLVD.</b>		
(5) STREET ADDRESS LINE NO. 2 <b>SUITE 1442</b>		
(6) CITY <b>METAIRIE</b>		(7) STATE <b>LA</b>
		(8) ZIP CODE <b>70002</b>
(9) DAYTIME TELEPHONE NUMBER (include area code) <b>504-832-1984</b>		(10) COUNTRY CODE (if not in U.S.A.) <b>U.S.A.</b>
<b>FCC REGISTRATION NUMBER (FRN) AND TAX IDENTIFICATION NUMBER (TIN) REQUIRED</b>		
(11) PAYER (FRN) <b>0005659958</b>		(12) PAYER (TIN) <b>72-1258052</b>
IF PAYER NAME AND THE APPLICANT NAME ARE DIFFERENT, COMPLETE SECTION B IF MORE THAN ONE APPLICANT, USE CONTINUATION SHEETS (FORM 159-C)		
(13) APPLICANT NAME <b>Reduced Rate Long Distance, LLC</b>		
(14) STREET ADDRESS LINE NO. 1 <b>Orlando Southhall Center, 101 Southhall Lane</b>		
(15) STREET ADDRESS LINE NO. 2 <b>Suite 400</b>		
(16) CITY <b>Maitland</b>		(17) STATE <b>FL</b>
		(18) ZIP CODE <b>32751</b>
(19) DAYTIME TELEPHONE NUMBER (include area code)		(20) COUNTRY CODE (if not in U.S.A.) <b>U.S.A.</b>
<b>FCC REGISTRATION NUMBER (FRN) AND TAX IDENTIFICATION NUMBER (TIN) REQUIRED</b>		
(21) APPLICANT (FRN) <b>0005003025</b>		(22) APPLICANT (TIN) <b>59-370606</b>
<b>COMPLETE SECTION C FOR EACH SERVICE, IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEET</b>		
(23A) CALL SIGN/OTHER ID		(24A) PAYMENT TYPE CODE <b>CUT</b>
		(25A) QUANTITY <b>1</b>
(26A) FEE DUE FOR (PTC) <b>\$860.00</b>	(27A) TOTAL FEE <b>\$860.00</b>	FCC USE ONLY
(28A) FCC CODE 1		(29A) FCC CODE 2
(23B) CALL SIGN/OTHER ID		(24B) PAYMENT TYPE CODE
		(25B) QUANTITY
(26B) FEE DUE FOR (PTC)	(27B) TOTAL FEE	FCC USE ONLY
(28B) FCC CODE 1		(29B) FCC CODE 2
<b>SECTION D - CERTIFICATION</b>		
(30) CERTIFICATION STATEMENT I, <u>Reece West</u> , certify under penalty of perjury that the foregoing and supporting information is true and correct to the best of my knowledge, information and belief.		
SIGNATURE <u>Reece West</u>		DATE <u>12/3/03</u>
<b>SECTION E - CREDIT CARD PAYMENT INFORMATION</b>		
(31) <input type="checkbox"/> MASTERCARD	MASTERCARD/VISA ACCOUNT NUMBER:	EXPIRATION DATE:
<input type="checkbox"/> VISA	I hereby authorize the FCC to charge my VISA or MASTERCARD for the service(s)/authorization herein described.	
SIGNATURE _____		DATE _____

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Policy Division  
International Bureau



Grant of the requested authority will permit consummation of a transaction whereby Dominion will acquire all of BSM's and David Butler's membership interest in Visia, including Visia's 100% membership interest in RRLD. This filing is not an application for transfer of operating authority and does not involve any transfer of customers. Instead, the Application seeks consent to the change in ultimate control of RRLD by virtue of a membership interest transaction. RRLD will continue to provide competitive telecommunications services to its existing customers following consummation of the proposed transaction. The proposed transfer will benefit the public interest. In accordance with 47 C.F.R. § 63.12, the parties request streamlined processing of this Application.

- (1) The name, address and telephone number of the transferor and transferee.

Transferor:

David Butler, Individually  
480 Fentress Blvd., Suite M  
Daytona Beach, Florida 32114  
(386) 258-1701 ext. 304

BSM Family Limited Partnership  
1555 E. Flamingo Road, Suite 155  
Las Vegas, NV 89119  
(386) 795-4900

Transferee:

Visia Communications, LLC  
Orlando Southhall Center  
101 Southhall Lane, Suite 400  
Maitland, Florida 32751  
(866) 367-7753

Reduced Rate Long Distance LLC  
Orlando Southhall Center  
101 Southhall Lane, Suite 400  
Maitland, Florida 32751  
(866) 367-7753

- (2) The state of incorporation of transferor and transferee.
- David Butler is an individual residing in the State of Florida.
  - BSM is a Nevada Limited Partnership
  - Visia and RRLD are Nevada Limited Liability Companies
  - Dominion is a Nevada Corporation
- (3) Correspondence concerning this Application should be addressed to:
- EllenAnn G Sands  
Nowalsky, Bronston & Gothard, APLLC  
3500 N. Causeway Boulevard, Suite 1442  
Metairie, Louisiana 70002  
(504) 832-1984 (Telephone)  
(504) 831-0892 (Facsimile)  
esands@nbglaw.com
- (4) Dominion certifies to the following information:
- (1) Dominion and RRLD certify that they are not, and following the proposed transaction will not be, affiliated with any foreign carrier within the meaning of section 63.09(d) and (e).
- (2) The name, address, citizenship, and principal place of business of the owners of Dominion, holding a 10 percent or greater ownership interest, are:
- Name: Robert Sorrentino  
Address: 11216 Tamiami Trail North, Suite 407  
Naples, Florida 34110
- Citizenship: USA
- (5) The parties to this application certify that neither the Applicants nor any party to the Application is subject to a denial of Federal benefits that includes FCC benefits pursuant to section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. 862.

- (6) Grant of the requested authority will permit consummation of a transaction whereby Dominion will acquire 100% of the membership interest in Visia which includes Visia's 100% membership interest in RRLD. Dominion and Visia are both holding companies which hold no certifications. RRLD will continue to provide service under the blanket Section 214 Authority for which it is presently authorized.
- (7) RRLD is a non-dominant carrier that resells domestic and international long distance service from various facilities based carriers. RRLD is authorized by the FCC to offer domestic interstate and international services in forty-eight (48) states and the District of Columbia as a non-dominant carrier.

Dominion is a holding company which holds no certifications to provide service.
- (8) This Application is appropriate for streamlined treatment based on Section 63.03(b)(1)(I) and 63.03(b)(2)(I).
- (9) The parties have filed a separate application for consent to the transfer of control of RRLD's 214 International authorization.
- (10) Not applicable.
- (11) Not applicable.
- (12) Grant of the instant application will serve the public interest, convenience, and necessity. Consummation of the proposed transaction will result in net benefits to RRLD's customers by strengthening the financial status of Visia. The transaction will enhance RRLD's ability to offer a broader range of innovative products and services to customers.

## **V. SUMMARY AND CONCLUSION**

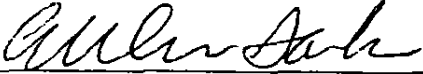
In summary, consent to the proposed transaction will allow RRLD to continue providing quality service to a greater number of customers and will increase competition.

No new construction is involved, and grant of the instant application would not constitute a "major" environmental action pursuant to Section 1.1305 of the Commission's Rules.

In view of the foregoing, the applicants respectfully request that the Commission consent to the acquisition by Dominion of control of RRLD and its domestic telecommunications operations.

Dated this 3<sup>rd</sup> Day of December, 2003.

Respectfully submitted,

By 

EllenAnn G. Sands  
Nowalsky, Bronston & Gothard  
A Professional Limited Liability Company  
3500 N. Causeway Boulevard  
Suite 1442  
Metairie, Louisiana 70002  
Telephone: (504) 832-1984  
Counsel for David Butler, BSM Family Limited  
Partnership, Visia Communications LLC,  
Reduced Rate Long Distance LLC and  
Dominion Business Group, Inc.

STATE OF LOUISIANA

COUNTY OF ORLEANS

VERIFICATION

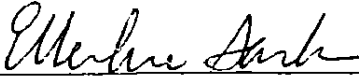
I, Robert Sorrentino, am the President of Dominion Business Group, Inc., and am authorized to make this verification on its behalf. The statements made in the foregoing Application are true of my own knowledge, except as to those matters which are therein stated on information and belief, and as to those matters I believe them to be true.

By: 

Name: Robert Sorrentino

Title: President

Sworn to and subscribed before me, Notary Public, in and for the State and County named above, this 26th day of November, 2003.

  
Notary Public

My commission expires:

ELLENANN G. SANDS  
Notary Public, State of Louisiana  
My Commission is for Life.



STATE OF Florida

COUNTY OF Volusia

**VERIFICATION**

I, David Butler, individually and as the General Partner of BSM Family Limited Partnership, am authorized to make this verification. The statements made in the foregoing Application are true of my own knowledge, except as to those matters which are therein stated on information and belief, and as to those matters I believe them to be true.

By: \_\_\_\_\_

Name: David Butler

Title: Individually and General Partner

Sworn to and subscribed before me, Notary Public, in and for the State and County named above, this 26th day of November, 2003.

\_\_\_\_\_  
Notary Public

My commission expires:

